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From: Wayne Hedberg
To: mreynolds@etv.net
Date: 1/4/2007 3:48:21 PM
Subject: Map/Plate Deficiencies

Mark,

As you know, the Division, BLM and USFS had a conference call this morning to discuss some concerns that have been identified regarding inconsistencies with some of the mine plan plates. I believe you have already discussed these concerns briefly with Pete Hess and Jim Smith earlier today. Please address the following deficiencies as part of your upcoming response that you anticipate sending to us by early next week.

1) **All** maps/plates showing surface contours including overburden maps and the structure contour maps for each of the respective coal seams must have the surface contours corrected where faults and/or graben areas are shown crossing the Mine permit area. The Mine permit area must include the proposed lease additions.

2) C.W. Mining has informed the USFS that Plate 5-3A, Subsidence Map (Confidential) is the best reflection/information currently available to show the true surface contours. The latest version, as submitted to the USFS on 12/22/06 is considered to be correct/true.

In consideration of this, **ALL** maps/plates which show surface contours and overburden contours must be corrected to show the same contours as Plate 5-3A (12/22/2006 submittal to USFS).

3) **ALL** maps/plates that are submitted as part of the MRP receiving DOGM approval must be corrected to show the correct orientation of the left and right forks of Fish Creek, as they relate to the proposed mine layout as depicted on PLATE LMU-3, Tank Seam / B-Seam Projected Mining, which is part of the approved R2P2.

ALL corrected maps/plates must be submitted to EACH of the reviewing government agencies so that we are all evaluating the same information.

Thank you for your cooperation in this regard. If you have any questions please contact me or Joe Helfrich, project lead at (801)538-5286 and 538-5290 respectively.

Sincerely,

D. Wayne Hedberg
Permit Supervisor
Division of Oil, Gas & Mining
Coal Regulatory Program

CC: Dale Harber; jeff mckenzie; Joe Helfrich; Mary Ann Wright; Pete Hess; Ranvir Singh; Steve Falk; Steve_Rigby@blm.gov